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11 **UNITED STATES DISTRICT COURT**

12 **NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE**

13 PACIFIC RECOVERY SOLUTIONS d/b/a
14 WESTWIND RECOVERY, MIRIAM
14 HAMIDEH PHD CLINICAL PSYCHOLOGIST
15 INC. d/b/a PCI WESTLAKE CENTERS,
15 BRIDGING THE GAPS, INC., SUMMIT
16 ESTATE, INC. d/b/a SUMMIT ESTATE
16 OUTPATIENT, on behalf of themselves and all
17 others similarly situated,

Case No.: 5:20-CV-02251-EJD

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19 **NOTICE OF VOLUNTARY DISMISSAL**
vs.
20 **PURSUANT TO FEDERAL RULE OF**
21 **CIVIL PROCEDURE 41(a)(1)(A)(i); ORDER**

22 Complaint Filed: April 2, 2020
Trial Date: None Set

23 Defendants.

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WHEREAS, the Complaint in the above-captioned matter was filed on April 2, 2020;

WHEREAS, Defendant VIANT, INC. filed a Motion to Dismiss on June 4, 2020 (Dkt. 40);

WHEREAS, Defendant CIGNA BEHAVIORAL HEALTH, INC. filed a Motion to Dismiss on June 4, 2020 (Dkt. 42);

WHEREAS, Plaintiffs filed an opposition to CIGNA BEHAVIORAL HEALTH, INC.’s Motion to Dismiss on June 25, 2020 (Dkt. 50);

WHEREAS, Plaintiffs filed an opposition to VIANT, INC’s Motion to Dismiss on June 25, 2020 (Dkt. 51);

WHEREAS, an order granting Defendants’ Motions to Dismiss with leave to amend in the above-captioned matter was filed in this court on March 29, 2021 (Dkt. 83);

WHEREAS, Plaintiffs have not previously voluntarily dismissed any causes of action at issue herein;

NOW, THEREFORE, Plaintiffs hereby dismiss this action in its entirety without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i).

Dated: April 30, 2021

NAPOLI SHKOLNIK PLLC

/s/ Matthew M. Lavin

Matthew M. Lavin

Aaron R. Modiano

DL LAW GROUP

/s/ David M. Lilienstein

David M. Lilienstein

Katie J. Spielman

Attorneys for Plaintiffs

ORDER

Upon request of Plaintiff and good cause appearing, IT IS HEREBY ORDERED that this action be and hereby is dismissed without prejudice in its entirety. The clerk is directed to close this action.

IT IS SO ORDERED.

Dated: 5/3, 2021



EDWARD J. DAVILA
United States District Judge